

REMARKS

The Examiner is thanked for the thorough review and consideration of the present application. The non-final Office Action dated November 17, 2003 has been received and its contents carefully reviewed.

By this Response, Applicant has amended claim 48. No new matter has been added. Claims 33-71 are pending with claim 67 being allowed. Applicant respectfully requests reconsideration of the present application in view of the above amendment and the following remarks.

In the Office Action, claims 33-47, 64-66 and 68-71 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the Related Art in view of U.S. Patent No. 6,091,473, issued to Hebiguchi (hereafter "Hebiguchi '473"). Claims 48-60, 62 and 63 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the Related Art in view of U.S. Patent No. 6,137,557, issued to Hebiguchi et al. (hereafter "Hebiguchi '557"). And, claim 61 is rejected under 35 U.S.C. § 103(a) as being unpatentable over the Related Art in view of Hebiguchi '557 and Hebiguchi '473.

At the outset, Applicant notes in the description of the Related Art on page 3, lines 9-13 of the Office Action, the Office Action states the Related Art shows in FIG. 1A "the common electrodes (9) including a second capacitor portion overlapping the common line". Applicant respectfully submits the description of the Related Art and FIG. 1A do not disclose the common electrodes (9) including a second capacitor portion. Rather, this feature is disclosed as part of the present invention, for example, in FIG. 2C of the specification.

Applicant traverses the rejection because Hebiguchi '473 and Hebiguchi '557 are not valid prior art against the claims of the present application. The filing date of Hebiguchi '473 is May 21, 1998, and the filing date of Hebiguchi '557 is November 14, 1997. The present application (Application serial number 10/015,765) is a continuation of Application serial number 09/116,707, now Patent No. 6,335,770, filed July 17, 1998, and claims benefit of foreign priority under 35 U.S.C. § 119 for Korean Application Number 1997-34196, filed July 22, 1997 and Korean Application Number 1997-36569, filed July 31, 1997. Accordingly, the priority dates for the present application antedate the filing dates of Hebiguchi '473 and Hebiguchi '557. To perfect this claim for priority, Applicant files herewith certified English translations for Korean Application Number 1997-34196 and Korean Application Number 1997-36569.

Application No.: 10/015,765
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Reply to Office Action dated November 17, 2003

Docket No.: 8733.250.21-US

The Office Action concedes that the Related Art fails to disclose all the features recited in the claims of the present application. To compensate for the deficiencies of the Related Art, the Office Action relies upon Hebiguchi '473 and Hebiguchi '557. However, because Hebiguchi '473 and Hebiguchi '557 are not valid prior art, the Related Art, alone, fails to render the claims of the present application unpatentable. Reconsideration and withdrawal of the rejections are requested.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue. If the Examiner deems that a telephone conversation would further the prosecution of this application, the Examiner is invited to call the undersigned at (202) 496-7500.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: February 17, 2004

Respectfully submitted,



Rebecca Goldman Rudich

Registration No.: 41,786

MCKENNA LONG & ALDRIDGE LLP

1900 K Street, N.W.

Washington, DC 20006

(202) 496-7500

Attorney for Applicant